



Atty. Dkt. No. 027668-0108

**THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Fred H. MILLER  
Title: **MULTI-PHASE, MULTI-COMPARTMENT  
CAPSULAR DELIVERY APPARATUS  
AND METHODS FOR USING SAME**  
Appl. No.: 10/804,576  
Filing Date: 3/19/2004  
Examiner: Aradhana Sasan  
Art Unit: 1609  
Conf. No.: 7069

**AMENDMENT AND REPLY UNDER 37 CFR § 1.111**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This communication is responsive to the Non-Final Office Action dated January 17, 2008, concerning the above-referenced patent application.

Applicant has enclosed with this amendment a Petition for Extension of Time to make this response timely.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this document.

**Remarks/Arguments** begin on page 31 of this document.

05/16/2008 AWONDAF1 00000000 10004576

01 FC:1201  
02 FC:1202  
03 FC:1251

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120.00 OP